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5 Counsel for Defendant ~~MOSELY~~ Case 3:05-cr-00533-SI Document 33 Filed 08/31/2006 Page 1 of 2

6 IN THE UNITED STATES DISTRICT COURT
7
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA

9 UNITED STATES OF AMERICA, }
10 Plaintiff, } No. CR 05-533 SI
11 vs. }
12 JOHN ANTHONY MOSELY, } STIPULATION AND [PROPOSED]
13 Defendant. } ORDER CONTINUING SENTENCING
14 DATE

15 **STIPULATION AND [PROPOSED] ORDER**

16 1. Sentencing in the aforementioned matter has been previously set by this Court for
17 September 1, at 11:00 a.m.;

18 2. Due to the unavailability of several family members who will be unable to attend Mr.
19 Mosely's sentencing tomorrow, as well as the late delivery of letters and memorandum
20 essential to the Defendant's sentencing memorandum by family members, defense
21 counsel will be unable to complete the memorandum until tomorrow, September 1,
22 2006;

23 3. The parties thus jointly request and agree to continue the sentencing in the

24 \\
25 \\
26 \\

1 aforementioned matter to Friday, September 8, 2006, at 11:00 a.m.

2
3 DATED: August 31, 2006

Elizabeth M. Falk
ELIZABETH M. FALK
Assistant Federal Public Defender

4
5 DATED: August 31, 2006

Gregg Lowder
GREGG LOWDER
Assistant United States Attorney

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8 **ORDER**

9 For the reasons stated by counsel, the sentencing date in the aforementioned matter of
10 September 1, 2006 is hereby VACATED. The matter is set for sentencing on September 8, 2006 at
11 11:00 AM.

12
13 DATED:

Susan Illston
THE HONORABLE SUSAN ILLSTON
UNITED STATES DISTRICT COURT JUDGE